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IN THE UNITED STATES DISTRICT COURT  
IN AND FOR DISTRICT OF UTAH, CENTRAL DIVISION

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UTAH VAPOR BUSINESS ASSOCIATION,  
INC., *et al.*,

Plaintiffs,

v.

STATE OF UTAH, *et al.*,

Defendants

**NOTICE OF APPEAL**

Case No. 2:24-CV-00950-HCN-JCB

Judge David B. Barlow

Magistrate Judge Jared C. Bennett

Pursuant to 28 U.S.C. § 1292(a), and Rules 3 and 4(a)(3) of the Federal Rules of Appellate Procedure, Defendants State of Utah, Utah Department of Health and Human Services, Utah State Tax Commission, Governor Spencer J. Cox, Attorney General Derek E. Brown, Tracy S. Gruber, and Scott W. Smith hereby give notice of their appeal to the United States Court of Appeals for the Tenth Circuit from (1) the Order Granting in Part Motion for Temporary

Restraining Order and Preliminary Injunction, Doc. 55, and (2) the Order Granting Preliminary Injunction, Doc. 56, both entered on March 24, 2025.

DATED: April 24, 2025

OFFICE OF THE UTAH ATTORNEY GENERAL

*/s/ Scott R. Ryther* \_\_\_\_\_  
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**CERTIFICATE OF SERVICE**

I certify that on April 24, 2025, I electronically filed the foregoing, **NOTICE OF APPEAL**, using the Court's electronic filing system, which gave notice to the following:

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